

Pt. 221, App. C

Manufacturer: (c) Whelen Engineering Co., Inc., Deep River, Conn. 06417.

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APPENDIX C TO PART 221—SCHEDULE OF CIVIL PENALTIES¹

Section	Violation	Willful violation
221.13 Marking device display: (a) device not present, not displayed, or not properly illuminated (d) device too close to rail	\$5,000 1,000	\$7,500 2,000
221.14 Marking devices: Use of unapproved or noncomplying device	2,500	5,000
221.15 Marking device inspection: (a) Failure to inspect at crew change	2,500	5,000
(b), (c) improper inspection	2,500	5,000
221.16 Inspection procedure: (a) Failure to obtain protection	5,000	7,500
(b) Improper protection	2,500	5,000
221.17 Movement of defective equipment	(¹)	(¹)

¹ A penalty may be assessed against an individual only for a willful violation. The Administrator reserves the right to assess a penalty of up to \$100,000 for any violation where circumstances warrant. See 49 CFR part 209, appendix A. Where the conditions for movement of defective equipment set forth in § 221.17 of this part are not met, the movement constitutes a violation of § 221.13 of this part.

[53 FR 52930, Dec. 29, 1988, as amended at 69 FR 62818, Oct. 28, 2004; 73 FR 79702, Dec. 30, 2008]

PART 222—USE OF LOCOMOTIVE HORNS AT PUBLIC HIGHWAY-RAIL GRADE CROSSINGS

Subpart A—General

Sec.

- 222.1 What is the purpose of this regulation?
- 222.3 What areas does this regulation cover?
- 222.5 What railroads does this regulation apply to?
- 222.7 What is this regulation's effect on State and local laws and ordinances?
- 222.9 Definitions.
- 222.11 What are the penalties for failure to comply with this regulation?
- 222.13 Who is responsible for compliance?
- 222.15 How does one obtain a waiver of a provision of this regulation?
- 222.17 How can a State agency become a recognized State agency?

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Subpart B—Use of Locomotive Horns

- 222.21 When must a locomotive horn be used?
- 222.23 How does this regulation affect sounding of a horn during an emergency or other situations?
- 222.25 How does this rule affect private highway-rail grade crossings?
- 222.27 How does this rule affect pedestrian grade crossings?

Subpart C—Exceptions to the Use of the Locomotive Horn

- 222.31 [Reserved]

SILENCED HORNS AT INDIVIDUAL CROSSINGS

- 222.33 Can locomotive horns be silenced at an individual public highway-rail grade crossing which is not within a quiet zone?

SILENCED HORNS AT GROUPS OF CROSSINGS—QUIET ZONES

- 222.35 What are minimum requirements for quiet zones?
 - 222.37 Who may establish a quiet zone?
 - 222.38 Can a quiet zone be created in the Chicago Region?
 - 222.39 How is a quiet zone established?
 - 222.41 How does this rule affect Pre-Rule Quiet Zones and Pre-Rule Partial Quiet Zones?
 - 222.42 How does this rule affect Intermediate Quiet Zones and Intermediate Partial Quiet Zones?
 - 222.43 What notices and other information are required to create or continue a quiet zone?
 - 222.45 When is a railroad required to cease routine sounding of locomotive horns at crossings?
 - 222.47 What periodic updates are required?
 - 222.49 Who may file Grade Crossing Inventory Forms?
 - 222.51 Under what conditions will quiet zone status be terminated?
 - 222.53 What are the requirements for supplementary and alternative safety measures?
 - 222.55 How are new supplementary or alternative safety measures approved?
 - 222.57 Can parties seek review of the Associate Administrator's actions?
 - 222.59 When may a wayside horn be used?
- APPENDIX A TO PART 222—APPROVED SUPPLEMENTARY SAFETY MEASURES
- APPENDIX B TO PART 222—ALTERNATIVE SAFETY MEASURES
- APPENDIX C TO PART 222—GUIDE TO ESTABLISHING QUIET ZONES
- APPENDIX D TO PART 222—DETERMINING RISK LEVELS
- APPENDIX E TO PART 222—REQUIREMENTS FOR WAYSIDE HORNS